

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Re: Appeal to the Board of Patent Appeals and Interferences

#29
01/28/01
DS

In re PATENT APPLICATION of
Inventor(s): Mills



Group Art Unit: 1745

Appln. No.: 09/008,947

Examiner: Kalafut for Secret Committee

Filing Date: 1/20/1998

Title: HYDRIDE BATTERY AND FUEL CELL

Sir:

January 7, 2002

1 ☒ **NOTICE OF APPEAL:** Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision (not Advisory Action) dated of the Examiner twice/finally rejecting claims

2 ☐ **BRIEF** on appeal in this application attached in triplicate.

3 ☐ An **ORAL HEARING** is respectfully requested under Rule 194 (due two months after Examiner's Answer -- unextendable).

4 ☐ Reply Brief is attached in triplicate (due two months after Examiner's Answer -- unextendable).

5 ☒ "Small entity" ☐ herewith. ☒ previously.

RECEIVED
JAN 10 2002
TC 1700

6 FEE CALCULATION:		Large/Small Entity	
If box 1 above is X'd, see box 12 below <u>first</u> and decide:	enter	\$	\$160
If box 2 above is X'd, see box 12 below <u>first</u> and decide:	enter	\$	\$
If box 3 above is X'd, see box 12 below <u>first</u> and decide:	enter	\$	\$
If box 4 above is X'd,	enter nothing	- 0 - (no fee)	
7. Original due date: Petition Requested and Fees Paid In Accompanying Fee Transmittal			
8. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached		(1 months) (2 months) (3 months) (4 months) (5 months)	
9. Enter any previous extension fee paid [] previously since above <u>original</u> due date (item 7); [X] with concurrently filed amendment			
10. Subtract line 9 from line 8 and enter: Total Extension Fee			+160
11. TOTAL FEE ATTACHED =			\$160

12. ☐ *Fee NOT required if/since paid in prior appeal in which the Board of Patent Appeals and Interferences did not render a decision on the merits.

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. 06-0115/ for which purpose a duplicate copy of this sheet is attached. This **CHARGE STATEMENT** does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

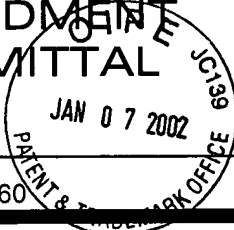
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01/09/2002 GTEFFERA 00000150 500687 09008947

01 FC:217 460.00 OP
02 FC:219 40.00 CH 120.00 OP

REPLY/AMENDMENT
FEE TRANSMITTAL

Attorney Docket No.	911322US
Application Number	09/008,947
Filing Date	1/20/1998
First Named Inventor	Mills
Group Art Unit	1745
Examiner Name	Kalafut

AMOUNT ENCLOSED

\$460

FEE CALCULATION (fees effective 10/01/97)

CLAIMS AS AMENDED	Claims Remaining After Amendment	Highest Number Previously Paid For	Number Extra	Rate	Calculations
TOTAL CLAIMS	67	67	0 (3)	X \$18.00 =	
INDEPENDENT CLAIMS	18	18	0	X \$78.00 =	
Since an Official Action set an <u>original</u> due date of <u>October 5, 2001</u> , petition is hereby made for an extension to cover the date this reply is filed for which the requisite fee is enclosed (1 month (\$110); 2 months (\$400); 3 months (\$950); 4 months (\$1,510); 5 months (\$2,060)): 3 Months					920
Multiple Dependent Claims Fee					
Total of above Calculations =					\$920
Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27 & 1.28)					-460
TOTAL FEES DUE =					\$460

- (1) If entry (1) is less than entry (2), entry (3) is "0".
(2) If entry (2) is less than 20, change entry (2) to "20".
(4) If entry (4) is less than entry (5), entry (6) is "0".
(5) If entry (5) is less than 3, change entry (5) to "3".

METHOD OF PAYMENT

- ☒ Check enclosed as payment.
☐ Charge "TOTAL FEES DUE" to the Deposit Account No., below.

AUTHORIZATION

- ☒ If the above-noted "AMOUNT ENCLOSED" is not correct, the Commissioner is hereby authorized to credit any overpayment or charge any additional fees under 37 CFR 1.16 or 1.17 necessary to maintain pendency of the present application to:

Deposit Account No.:

50-0687

OrderNo.: (Client/Matter)

62-226

SUBMITTED BY: Manelli, Denison & Selter, PLLC, Customer No.: 20736

Typed Name	Jeffrey S. Melcher	Reg. No.	35,950
Signature		Date	January 7, 2002